

January 28, 2015

Julian Tarver DOC 885530
Clallam Bay Correction Center D-G9
1830 Eagle Crest Way
Clallam Bay, WA 98326

IN RESPONSE REFER
TO FOIA/PA-2015-0004A
(FOIA/PA-2015-0057)

Dear Mr. Tarver,

On behalf of the U.S. Nuclear Regulatory Commission (NRC), I am responding to your letter dated November 26, 2014, in which you appealed the agency's November 14, 2014, decision related to your November 4, 2014, Freedom of Information Act/Privacy Act (FOIA/PA) request (FOIA/PA-2015-0057). You appealed the denial of information related to the FOIA logs that you requested.

Acting on your appeal, I have reviewed the record in the case and have determined that the previously withheld information will continue to be withheld. Therefore, I have denied your appeal.

The NRC will continue to withhold the information pursuant to Exemption 6 of the FOIA (5 U.S.C. 552(b)(6)) and 10 CFR 9.17(a)(6) of the Commission's regulations. Disclosure of information withheld pursuant to Exemption 6 would result in a clearly unwarranted invasion of personal privacy. I am unable to identify any legitimate public interest in the release of this information that outweighs the privacy interest of the individuals.

This is a final agency decision. As set forth in the FOIA (5 U.S.C. 552(a)(4)(B)), judicial review of this decision is available in a district court of the United States in the district in which you reside or have your principal place of business, or in the District of Columbia.

As part of the 2007 FOIA amendments, the Office of Government Information Services (OGIS) was created to offer mediation services to resolve disputes between FOIA requesters and Federal agencies as a nonexclusive alternative to litigation. Using OGIS services does not affect your right to pursue litigation. If you are requesting access to your own records (which is considered a Privacy Act request), you should know that OGIS does not have the authority to handle requests made under the Privacy Act of 1974.

Tarver, J.

- 2 -

You may contact OGIS in any of the following ways:

Office of Government Information Services
National Archives and Records Administration
Room 2510
8601 Adelphi Road
College Park, MD 20740-6001
E-mail: ogis@nara.gov
Telephone: 301-837-1996
Facsimile: 301-837-0348
Toll free: 1-877-684-6448

Sincerely,

/RA/

Darren B. Ash
Deputy Executive Director
for Corporate Management
Office of the Executive Director for Operations

Tarver, J.

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Darren B. Ash
Deputy Executive Director
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